

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
MARSHALL DIVISION**

SERVSTOR TECHNOLOGIES LLC,

Plaintiff,

v.

FUJITSU LTD. and FUJITSU AMERICA  
INC.,

Defendants.

§  
§  
§  
§  
§  
§  
§  
§  
§  
§

Case No. 2:22-cv-00250-JRG-RSP  
(Member Case)

**JURY TRIAL DEMANDED**

**JOINT MOTION FOR EXTENSION OF TIME FOR PLAINTIFF SERVSTOR  
TECHNOLOGIES LLC TO COMPLY WITH P. R. 3-1 & 3-2 (INFRINGEMENT  
CONTENTIONS) AND FOR DEFENDANTS FUJITSU LTD. AND  
FUJITSU AMERICA INC. TO COMPLY WITH P. R. 3-3 & 3-4  
(INVALIDITY CONTENTIONS) AND STANDING ORDER  
REGARDING SUBJECT-MATTER ELIGIBILITY CONTENTIONS**

Plaintiff ServStor Technologies LLC (“Plaintiff” or “ServStor”) and Defendants Fujitsu Ltd. and Fujitsu America Inc. (collectively, “Defendants” or “Fujitsu”) (the “Parties”) respectfully request an extension of time for ServStor to comply with P. R. 3-1 & 3-2 (Infringement Contentions) from November 3, 2022 up to and including **November 17, 2022** and for Fujitsu to comply with P. R. 3-3 & 3-4 (Invalidity Contentions) and to comply with the Standing Order Regarding Subject-Matter Eligibility Contentions from December 29, 2022 up to and including **January 12, 2023**. The Parties do not file this Joint Motion for the purpose of delay, but rather to allow the Parties to adequately address the issues associated with the pending Contentions and in order that justice be done.

Dated: November 4, 2022

Respectfully submitted,

/s/ Vincent J. Rubino, III

Alfred R. Fabricant

NY Bar No. 2219392

Email: ffabricant@fabricantllp.com

Peter Lambrianakos  
NY Bar No. 2894392  
Email: plambrianakos@fabricantllp.com  
Vincent J. Rubino, III  
NY Bar No. 4557435  
Email: vrubino@fabricantllp.com  
**FABRICANT LLP**  
411 Theodore Fremd Avenue, Suite 206 South  
Rye, New York 10580  
Telephone: (212) 257-5797  
Facsimile: (212) 257-5796

John Andrew Rubino  
NY Bar No. 5020797  
Email: jarubino@rubinoip.com  
Michael Mondelli III  
NY Bar No. 5805114  
Email: mmondelli@rubinoip.com  
**RUBINO IP**  
51 J.F.K. Parkway  
Short Hills, New Jersey 07078  
Telephone: (201) 341-9445  
Facsimile (973) 535-0921

Justin Kurt Truelove  
Texas Bar No. 24013653  
Email: kurt@truelovelawfirm.com  
**TRUELOVE LAW FIRM, PLLC**  
100 West Houston Street  
Marshall, Texas 75670  
Telephone: (903) 938-8321  
Facsimile: (903) 215-8510

***ATTORNEYS FOR PLAINTIFF  
SERVSTOR TECHNOLOGIES LLC***

/s/ Matthew D. Satchwell (with permission)  
Matthew D. Satchwell  
Email: matthew.satchwell@us.dlapiper.com  
**DLA PIPER LLP (US)**  
444 West Lake Street, Suite 900  
Chicago, Illinois 60606-0089  
Telephone: (313) 368-2111  
Facsimile: (313) 236-7516

***ATTORNEY FOR DEFENDANTS***

***FUJITSU LTD. AND  
FUJITSU AMERICA INC.***

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that, on November 4, 2022, all counsel of record who are deemed to have consented to electronic service are being served with a copy of this document via the Court's CM/ECF system per Local Rule CV-5(a)(3).

/s/ Vincent J. Rubino, III  
Vincent J. Rubino

**CERTIFICATE OF CONFERENCE**

The undersigned hereby certifies that counsel for Plaintiff has met and conferred with counsel for Defendants, and all parties have agreed to the proposed order submitted herewith.

/s/ Vincent J. Rubino, III  
Vincent J. Rubino